

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF JANURARY 11, 2017**

NOTE: This meeting is available to view on the City's website www.nevadacityca.gov – Go to **Quick Links** and Click on **Agendas & Minutes** and find the Archived Videos in the middle of the screen. Select the meeting date and Click on **Video** to watch the meeting. For website assistance, please contact Corey Shaver, Deputy City Clerk at (530) 265-2496, ext 133.

- City Council Meetings are available on DVD. To order, contact City Hall - cost is \$15.00 per DVD.
- Closed Session Meetings are not recorded.

CLOSED SESSION MEETING – 5:30 PM

1. Pursuant to Government Code Section 54956.8 Real Property Transactions: Closed meeting with negotiators, City Manager Mark Prestwich, Contract City Attorneys Hal DeGraw and Kimberly Hall Barlow to participate in negotiations with representatives of Sierra Fund regarding purchase and/or terms of acquisition of property identified as APN 05-100-69 and 97 (portions).

Action: Closed Session meeting cancelled.

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Present: Moberg, Parker, Senum, Vice Mayor Strawser & Mayor Phelps

PLEDGE OF ALLEGIANCE

PROCLAMATION:

PRESENTATION:

1. BUSINESS FROM THE FLOOR-PUBLIC COMMENT (Per Government Code Section 54954.3)

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

Vice Mayor Strawser joined by Council Member Parker requested City Staff review the zoning ordinance for size/massing of 2nd dwelling units and refer to Planning Commission for possible ordinance modifications.

Please refer to the meeting video on the City's website at www.nevadacityca.gov for additional comments.

3. CONSENT ITEMS:

- A. Subject:** Accounts Payable Report: December 2016
Recommendation: Receive and file.

- B. Subject:** Tree Mortality Grant Program Agreements
Recommendation: Pass a Motion: 1) Approving Resolution 2017-01 authoring the Mayor to sign an Agreement with California Department of Forestry and Fire Protection; and 2) Authorizing the City Manager to sign the Grant Agreement accepting \$200,000 from the State Natural Resources Agency.

- C. Subject:** Compliance with the California Environmental Quality Act (CEQA) for the Little Deer Creek Restoration and Floodplain Mitigation Project
Recommendation: Pass Resolution 2017-02 adopting the Mitigated Negative Declaration (MND) prepared by Stantec, and Sierra Streams Institute in compliance with CEQA.

- D. Subject:** REQUEST FOR EXTENSION OF TIME – Glenn Christ, Applicant/Owner Request to extend recordation of Final Map/Use Permit for 16-unit subdivision known as “Gracie Commons” for 2 years, pursuant to City’s Subdivision Ordinance Section 16.04.380
Recommendation: Approve the Extension of Time for the Tentative Final Map, the Use Permit accommodating the Planned Unit Development proposal, and the Architectural Review, subject to the Conditions of Approval as previously approved.
- E. Subject:** Agreement Between County of Nevada and City of Nevada City for Management of the Nevada City Veteran’s Building
Recommendation: Pass a Motion authorizing the Mayor to execute an Agreement with the County of Nevada for management of the Nevada City Veteran’s Building.
- F. Subject:** Correction to Side Letter No. 1 for the Nevada City Police Officers Association (NCPOA) and Side Letter No. 1 to Correct the Nevada City Police Supervisors and Nevada County Professional Firefighters Local 3800 Memorandum of Understanding (MOU) Implementation Dates
Recommendation: Review and approve side letters for the NCPOA, Nevada City Police Supervisors and Nevada County Professional Firefighters Local 3800 correcting implementation dates for salary and CalPERS contribution increases.

Action: City Council removed Consent Item 3E from the Agenda and pulled Item 3D for discussion. Motion by Senum, seconded by Parker to approve Consent Items 3A, 3B, 3C, and 3F as presented.
(Approved 5 – 0)

Action: After Council discussion of Consent Item 3D, motion by Senum, seconded by Parker to approve Consent Items 3D as presented.
(Approved 5 – 0)

4. APPROVAL OF ACTION MINUTES:

- A. City Council Meeting – December 14, 2016**

Action: Motion by Strawser, seconded by Parker to approve December 14, 2016 Minutes as amended.
(Approved 5 – 0)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. Subject:** Monthly Update on City Council Six-Month Strategic Objectives
Recommendation: Receive and file.

Action: Received and filed.

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

- A. Subject:** Ordinance: Adding Chapter 1.22 to Title 1 and Chapter 9.28 to Title 9 of the Nevada City Municipal Code Relating to Establish Administrative Enforcement and Civil Remedies for Safety Violations on Private Property (Second Reading)
Recommendation: Waive further reading and pass Ordinance 2017-01 adding Chapter 1.22 to Title 1 and Chapter 9.28 to Title 9 of the Nevada City Municipal Code relating to Establishing Administrative Enforcement and Civil Remedies for Safety Violations on Private Property.

Action: Motion by Strawser, seconded by Moberg to waive further reading and pass Ordinance 2017-01 adding Chapter 1.22 to Title 1 and Chapter 9.28 to Title 9 of the Nevada City Municipal Code relating to Establishing Administrative Enforcement and Civil Remedies for Safety Violations on Private Property.
(Approved 5 – 0)

- A. Subject:** Ordinance: Amending Chapter 5.28 of the Nevada City Municipal Code Pertaining to Cable Systems and State Video Franchises (Second Reading)
Recommendation: Waive further reading and pass an Ordinance 2017-02 amending Chapter 5.28 of the Nevada City Municipal Code relating to Cable Systems and State Video Franchises.

Action: Motion by Strawser, seconded by Parker to waive further reading and pass an Ordinance 2017-02 adding Chapter 5.28 to Title 5 of the Nevada City Municipal Code relating to Cable Systems and State Video Franchises.

(Approved 5 – 0)

8. NEW BUSINESS:

A. Subject: Review of “ParkEasy Nevada City” Parking Expansion Strategy

Recommendation: Review and provide direction to staff to convene a community workshop for citizen review of the “ParkEasy Nevada City” parking expansion strategy and refer proposal to the Planning Commission for review.

Action: Direction provided to staff to convene Community Workshop on February 1 and review Parking Expansion Strategy with the Planning Commission at their February 2017 meeting, and consider similar 7-Hills Business District parking opportunities.

B. Subject: Ordinance: Regulation of Mobile Food Vending in Nevada City

Recommendation: Approve an Ordinance Adding Chapter 10.44 to the Nevada City Municipal Code Regulating Mobile Food Vending on Public and Private Property

Action: Motion by Strawser, seconded by Moberg to read title only and introduce for first reading with formatting modifications recommended by the City Attorney.

(Approved 5 – 0)

A. Subject: An Ordinance of the City of Nevada City amending Title 15 of the Nevada City Municipal Code to adopt the 2016 California Building Standards with local amendments similar to those adopted by Nevada County by Ordinance No. 2424 (First Reading)

Recommendation: Approve finding that CEQA general rule exception applies, finding this action reflects the independent judgment of the City Council of Nevada City; approve for introduction and first reading of ordinance by title only, waiving further reading of the entire Ordinance.

Action: Motion by Senum, seconded by Parker to read title only and introduce for first reading.

(Approved 5 – 0)

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

Please refer to the meeting video on the City’s website at www.nevadacityca.gov.

11. CITY MANAGER’S REPORT:

12. ADJOURNMENT – 8:07 p.m.

ATTEST:

Evans Phelps, Mayor

Niel Locke, City Clerk